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Attorneys for Plaintiff  
United States of America

IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,  
  
Plaintiff,  
  
v.

JOSE ENCARNACION MAYO RODRIGUEZ,  
SYLVIA ZAMBRANO,  
MARIA LUISA ESCAMILLA-LOPEZ,  
JUAN CHAVARRIA,  
JUAN RAMON LOPEZ,  
NEREYDA ALVAREZ,  
CHARLES JAMES BILLINGSLEY, JR.,  
  
Defendants.

CASE NO. 2:19-CR-0231-WBS

STIPULATION REGARDING EXCLUDABLE  
TIME PERIODS UNDER SPEEDY TRIAL ACT;  
ORDER

DATE: March 7, 2022  
TIME: 9:00 a.m.  
COURT: Hon. William B. Shubb

**STIPULATION**

1. By previous order, this matter was set for status on March 7, 2022.
2. By this stipulation, defendants now move to continue the status conference until June 6, 2022 at 9:00 a.m., and to exclude time between March 7, 2022, and June 6, 2022, under Local Code T4.
3. The parties agree and stipulate, and request that the Court find the following:
  - a) The government has represented that the discovery associated with this case includes over 4400 pages of documents, including investigative reports, photographs, cell phone records, and other materials, as well as numerous audio and video recordings. All of this

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1 discovery has been either produced directly to counsel and/or made available for inspection and  
2 copying.

3           b) Many of the events at issue in the case occurred in San Joaquin County, with  
4 additional matters occurring in Southern California and the San Francisco Bay Area. Defense  
5 investigation into the charged events can fairly be characterized as state-wide in scope.

6           c) During most of the period that this case has been pending national events related  
7 to the spread of COVID-19 occurred. Federal and state authorities have issued directives  
8 designed to address the pandemic. These directives have hampered the ability of the defense to  
9 conduct investigation as to potential defenses in this matter. Additional time is therefore required  
10 for defense investigation into matters charged in the Indictment.

11           d) On or about August 16, 2021, defendant Juan Chavarria retained new counsel,  
12 Clemente Jimenez, to represent him in this matter due to a potential conflict identified by  
13 defendant Chavarria's existing counsel, Armando Villapudua. Mr. Jimenez filed a substitution  
14 of counsel on August 17, 2021 (ECF No. 179).

15           e) Counsel for defendants desire additional time to conduct factual investigation and  
16 legal research into potential defenses and trial and sentencing issues, to review the discovery, to  
17 consult with their clients, and to otherwise prepare for trial.

18           f) Counsel for defendants believe that failure to grant the above-requested  
19 continuance would deny them the reasonable time necessary for effective preparation, taking into  
20 account the exercise of due diligence.

21           g) The government does not object to the continuance.

22           h) Based on the above-stated findings, the ends of justice served by continuing the  
23 case as requested outweigh the interest of the public and the defendant in a trial within the  
24 original date prescribed by the Speedy Trial Act.

25           i) For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161,  
26 et seq., within which trial must commence, the time period of March 7, 2022 to June 6, 2022,  
27 inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local Code T4]  
28 because it results from a continuance granted by the Court at defendant's request on the basis of

the Court's finding that the ends of justice served by taking such action outweigh the best interest of the public and the defendant in a speedy trial.

4. Nothing in this stipulation and order shall preclude a finding that other provisions of the Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial must commence.

IT IS SO STIPULATED.

Dated: March 2, 2022

PHILLIP A. TALBERT  
United States Attorney

/s/ CAMERON L. DESMOND  
CAMERON L. DESMOND  
Assistant United States Attorney

Dated: March 2, 2022

/s/ Todd D. Leras  
TODD D. LERAS  
Law Office of Todd D. Leras  
*Attorney for defendant Jose Encarnacion  
Mayo Rodriguez*

Dated: March 2, 2022

/s/ Christopher R. Cosca  
CHRISTOPHER R. COSCA  
Christopher R. Cosca, Attorney-at-Law  
*Attorney for defendant Sylvia Zambrano*

Dated: March 2, 2022

/s/ Dina Lee Santos  
DINA LEE SANTOS  
Law Offices of Dina L. Santos  
*Attorney for defendant Maria Luisa Escamilla-  
Lopez*

Dated: March 2, 2022

/s/ Clemente Jimenez  
CLEMENTE JIMENEZ  
Law Office of Clemente M. Jimenez  
*Attorney for defendant Juan Chavarria*

1 Dated: March 2, 2022

/s/ Phillip Cozens  
PHILLIP COZENS  
Phillip Cozens, Attorney-at-Law  
Attorney for defendant Juan Ramon Lopez

4 Dated: March 2, 2022

/s/ David M. Garland  
DAVID M. GARLAND  
Law Office of David Garland  
Attorney for defendant Nereyda Alvarez


7 Dated: March 2, 2022

/s/ Johnny L. Griffin, III  
JOHNNY L. GRIFFIN, III  
Law Offices of Johnny L. Griffin, III  
Attorney for defendant Charles J. Billingsley, Jr.

12 **FINDINGS AND ORDER**

13 IT IS SO FOUND AND ORDERED.

14 Dated: March 2, 2022

  
WILLIAM B. SHUBB  
UNITED STATES DISTRICT JUDGE